IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO.738 OF 2006

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OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS	COURT'S OR JUDGES ORDERS

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Mr Kiran Kandpile for the Appellant.
None for the Respondent.

CORAM : A. S. OKA, J.
DATE : APRIL 25, 2006.

P.C.:

1. Heard the Advocate appearing for the Appellant. The impugned order has been passed in an Appeal preferred under the provisions of the Public Premises (Eviction of Unauthorised Occupants) Act, 1971 (hereinafter referred to as said Act of 1971). The said Appeal is provided under section 9 of the said Act of 1971. There is no further Appeal provided against an order passed in an Appeal under section 9 of the said Act of 1971. Hence, First Appeal is not maintainable.

2. The learned Counsel appearing for the Appellant seeks permission to withdraw the First Appeal with liberty to adopt

appropriate proceedings for challenging the impugned judgment and order.

3. First Appeal is dismissed with liberty as prayed.

JUDGE